

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BUNGIE, INC.,

Plaintiff,

v.

AIMJUNKIES.COM; PHOENIX  
DIGITAL GROUP LLC; DAVID  
SCHAEFER; JORDAN GREEN;  
JEFFREY CONWAY; and JAMES MAY,

Defendants.

No. 2:21-cv-811-TSZ

DECLARATION OF CHRISTIAN  
MARCELO IN SUPPORT OF BUNGIE,  
INC.'S OPPOSITION TO DEFENDANTS'  
MOTION TO SET ASIDE FINAL  
ARBITRATION AWARD OF JUDGE  
RONALD E. COX

I, Christian Marcelo, declare as follows:

1. I am an attorney licensed to practice law before the courts of the State of Washington. I am an attorney at Perkins Coie LLP, and counsel in this action for Plaintiff Bungie, Inc. ("Bungie" or "Plaintiff"). I submit this declaration in support of Bungie, Inc.'s Opposition to Defendants' Motion to Set Aside Final Arbitration Award of Judge Ronald E. Cox. I have personal knowledge of the facts stated herein and, if called upon, could and would testify competently thereto under oath.

2. Attached hereto as **Exhibit 1** is a true and correct copy of an excerpt of the December 19, 2022 arbitration evidentiary hearing transcript.

MARCELO DECL. ISO PLAINTIFF'S OPP.  
TO MOT. TO SET ASIDE ARB. AWARD  
(No. 2:21-cv-811-TSZ) – 1

**Perkins Coie LLP**  
1201 Third Avenue, Suite 4900  
Seattle, WA 98101-3099  
Phone: 206.359.8000  
Fax: 206.359.9000

1 I declare under penalty of perjury under the laws of the United States that the foregoing is  
2 true and correct.

3  
4 Executed this 15th day of May, 2023.

5 /s/ Christian W. Marcelo

6 Christian W. Marcelo  
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MARCELO DECL. ISO PLAINTIFF'S OPP.  
TO MOT. TO SET ASIDE ARB. AWARD  
(No. 2:21-cv-811-TSZ) – 2

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